

Bill No. CS for SB 2140, 1st Eng.

Amendment No. ____

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator King moved the following amendment:		
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13	Senate Amendment (with title amendment)		
14	On page 38, between lines 15 and 16,		
15			
16	insert:		
17	Section 29. Paragraph (b) of subsection (2) of section		
18	403.813, Florida Statutes, is amended to read:		
19	403.813 Permits issued at district centers;		
20	exceptions.--		
21	(2) No permit under this chapter, chapter 373, chapter		
22	61-691, Laws of Florida, or chapter 25214 or chapter 25270,		
23	1949, Laws of Florida, shall be required for activities		
24	associated with the following types of projects; however,		
25	nothing in this subsection relieves an applicant from any		
26	requirement to obtain permission to use or occupy lands owned		
27	by the Board of Trustees of the Internal Improvement Trust		
28	Fund or any water management district in its governmental or		
29	proprietary capacity or from complying with applicable local		
30	pollution control programs authorized under this chapter or		
31	other requirements of county and municipal governments:		

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1 (b) The installation and repair of mooring pilings and
2 dolphins associated with private docking facilities or piers
3 and the installation of private docks, piers and recreational
4 docking facilities, or piers and recreational docking
5 facilities of local governmental entities when the local
6 governmental entity's activities will not take place in any
7 manatee habitat, any of which docks:

8 1. Has 500 square feet or less of over-water surface
9 area for a dock which is located in an area designated as
10 Outstanding Florida Waters or 1,000 square feet or less of
11 over-water surface area for a dock which is located in an area
12 which is not designated as Outstanding Florida Waters;

13 2. Is constructed on or held in place by pilings or is
14 a floating dock which is constructed so as not to involve
15 filling or dredging other than that necessary to install the
16 pilings;

17 3. Shall not substantially impede the flow of water or
18 create a navigational hazard;

19 4. Is used for recreational, noncommercial activities
20 associated with the mooring or storage of boats and boat
21 paraphernalia; and

22 5. Is the sole dock constructed pursuant to this
23 exemption as measured along the shoreline for a distance of 65
24 feet, unless the parcel of land or individual lot as platted
25 is less than 65 feet in length along the shoreline, in which
26 case there may be one exempt dock allowed per parcel or lot.

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28 Nothing in this paragraph shall prohibit the department from
29 taking appropriate enforcement action pursuant to this chapter
30 to abate or prohibit any activity otherwise exempt from
31 permitting pursuant to this paragraph if the department can

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1 demonstrate that the exempted activity has caused water
 2 pollution in violation of this chapter. With the exception of
 3 existing regulations governing dock structures in aquatic
 4 preserves or associated with undeveloped barrier islands or
 5 condominiums, neither the department nor the Board of Trustees
 6 of the Internal Improvement Trust Fund shall restrict the
 7 number of vessels moored at private, single-family docks
 8 exempted under this paragraph.

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10 (Redesignate subsequent sections.)

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13 ===== T I T L E A M E N D M E N T =====

14 And the title is amended as follows:

15 On page 4, line 7, after the semicolon,

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17 insert:

18 amending s. 403.813, F.S.; prohibiting the
 19 restriction of the number of vessels moored at
 20 certain private, single-family docks;

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